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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

FILED

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CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

'08 MJ 0369

UNITED STATES OF AMERICA,
Plaintiff,

v.

Martin Arnoldo GALINDO-Rendon,
Defendant.

Magistrate Case No.:

COMPLAINT FOR VIOLATION OF

18 U.S.C. § 545
Importation of Merchandise (Felony)

The undersigned complainant being duly sworn states:

COUNT ONE

That on or about February 7, 2008, within the Southern District of California, defendant Martin Arnoldo GALINDO-Rendon, did knowingly and intentionally import and bring into the United States from Mexico certain merchandise, to wit: pharmaceuticals, contrary to law, in that defendant did not unload said merchandise for inspection to a Department of Homeland Security, Bureau of Customs and Border Protection Officer at a port of entry as required by Title 19, United States Code, Section 1461; in violation of title 18, United States Code, Section 545.

The complainant states that this complaint is based on the attached Statement of Facts incorporated herein by reference.


Special Agent
U.S. Immigration & Customs
Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 8th,
DAY OF FEBRUARY 2008.


HON. RUBEN B. BROOKS
UNITED STATES MAGISTRATE JUDGE

1 **UNITED STATES OF AMERICA**

2 **v.**

3 **Martin Arnoldo GALINDO-Rendon**

4 **STATEMENT OF FACTS**

5 This complaint is based on the personal observations, investigation, and
6 information furnished to U.S. Immigration and Customs Enforcement Special Agent
7 Elizabeth Cervantes.
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10 On February 7, 2008, at approximately 0730 hours, Martin Arnoldo GALINDO-
11 Rendon, a citizen of Mexico, attempted entry into the United States from the Republic
12 of Mexico at the San Ysidro, California, Port of Entry. GALINDO-Rendon was the
13 driver, accompanied by Candelaria Rendon-Gonzalez (mother), of a 1984 Mitsubishi
14 Pick-up bearing Baja California, Mexico, license plate AL76002.
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17 A Customs and Border Protection Officer (CBPO) conducted a primary
18 inspection of the vehicle at which time GALINDO-Rendon gave a negative Customs
19 declaration. As a result of a computer generated notification, the vehicle and occupant
20 were referred to the Secondary Inspection area for further inspection.
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23 In the Secondary Inspection area, GALINDO-Rendon again provided a negative
24 Customs declaration. Upon inspection of the vehicle, CBPO's discovered
25 approximately twenty-nine different types of pharmaceuticals consisting of children
26 antibiotics, adult antibiotics, pain medication, aspirin, asthma medication, medicated
27 cream, eye drops and cold medicine, all with an approximate domestic value of
28 \$106,087.00, concealed within the dashboard, underneath the seat and within the
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1 upholstery of the backrest. Original packaging for the pharmaceuticals was concealed
2 underneath the carpeting.

3
4 GALINDO-Rendon waived his constitutional rights and admitted he was hired to
5 smuggle the pharmaceuticals into the United States for a \$250.00 U.S.D. payment,
6 \$125.00 of which he was in possession. GALINDO-Rendon further stated that prior to
7 making entry into the United States, he verified that the merchandise was indeed
8 pharmaceuticals and that it was well concealed throughout the vehicle to avoid
9 discovery. GALINDO-Rendon gave two negative Customs declarations to CBPO's
10 knowing and willfully intending to defraud the United States by attempting to
11 clandestinely introduce into the United States, merchandise which was required to be
12 declared before a Customs Officer, to wit: pharmaceuticals, which were required to be
13 declared and unladen as required by Title 19, United States Code, 1461.
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17 Furthermore, GALINDO-Rendon stated he was to drive and park the vehicle in
18 front of a "99 Cents" store in San Ysidro, California, and leave the key in the ignition so
19 that an unknown person could drive away and unload the smuggled pharmaceuticals.
20 The unknown person was to return the unloaded vehicle to the same location
21 approximately forty minutes later.
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24 GALINDO-Rendon was arrested and charged with violation of Title 18 USC 545,
25 Importation of Merchandise Contrary to Law, and was booked into the Metropolitan
26 Correctional Center, San Diego, California. The vehicle, pharmaceuticals and currency
27 were seized.
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